

## Message Text

UNCLASSIFIED

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22

ACTION VO-03

INFO OCT-01 EUR-12 ISO-00 SCA-01 /017 W  
----- 003323

R 041456Z AUG 76  
FM AMEMBASSY LISBON  
TO SECSTATE WASHDC 8073  
INFO AMCONSUL PONTA DELGADA  
AMCONSUL OPORTO

UNCLAS LISBON 5238

E.O. 11652: N/A

TAGS: CVIS PO

SUBJ: ILLEGITIMATE CHILDREN OF FATHERS

REF: STATE 188437

1. NEITHER LISBON, OPORTO NOR PONTA DELGADA HAS HAD OCCASION  
WITHIN THE LAST YEAR TO ADJUDICATE A STEPCCHILD/STEPPARENT  
RELATION OF THE TYPE UNDER DISCUSSION. CONSEQUENTLY, NO FRAUD  
HAS BEEN ENCOUNTERED. ALL ARE OF THE OPINION, HOWEVER, THAT WERE  
THIS TYPE OF RELATIONSHIP TO BECOME USEFUL FOR IMMIGRATION PURPOSES,  
THERE WOULD NO DOUBT BE LARGE NUMBERS OF FRAUDULENT CASES  
DEVELOP.

2. HAD THERE BEEN CASES, RELATIONSHIP WOULD HAVE BEEN ESTABLISHED  
PRIMARILY BY BIRTH RECORDS SHOWING THE NAME OF THE PUTATIVE  
FATHER. THIS IS USUALLY THE CASE, SO OMISSION OF THIS FACT  
WOULD PLACE THE BURDEN OF PROOF ON THE PERSON ADVANCING THE  
CLAIM TO EXPLAIN THE OMISSION AND RECTIFY IT BY ADMINISTRATIVE  
PROCEDURE.

3. ARTICLE 1830, PORTUGUESE CIVIL CODE, GOVERNS RECOGNITION  
(PERFILHACAO). PERFILHACAO IS DISTINGUISHED FROM LIGITIMATION  
BECAUSE LEGITIMATION REQUIRES THE PARENTS TO MARRY.  
RECOGNITION IS ACCOMPLISHED BY:

A. A DECLARATION AT THE TIME OF BIRTH REGISTRATION;  
THIS DECLARATION CAN BE MADE BY THE MOTHER OR ANY OTHER INTERESTED  
PERSON AND CAN BE CHALLENGED ONLY BE THE MAN NAMED AS FATHER;

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B. THE STATEMENT OF THE PUTATIVE FATHER MADE TO THE CIVIL

REGISTRAR REQUESTING THAT THE BIRTH REGISTRATION BE AMENDED  
TO SHOW PATERNITY;  
C. BY A STATEMENT IN A TESTAMENTARY INSTRUMENT;  
D. BY PUBLIC DECLARATION;  
E. BY COURT ADJUDICATION.  
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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Copy:** SINGLE  
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**Disposition Approved on Date:**  
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**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Film Number:** D760301-0149  
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**Status:** NATIVE  
**Subject:** ILLEGITIMATE CHILDREN OF FATHERS  
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